IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE V.RAMKUMAR
&
THE HONOURABLE MR. JUSTICE T.R.RAMACHANDRAN NAIR

WEDNESDAY, THE 2ND MAY 2007 / 12TH VAISAKHA 1929

WA.No. 1130 of 2007()

AGAINST THE JUDGEMENT IN WPC.10874/2007 Dated 13/04/2007
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APPELLANT: (PETITIONER)

T.R.ANIL KUMAR,
AGED 30 YEARS, S/O.RAVIKUMAR,
THEKKETHALAKKAL, VALAMCHUZHY, PATHANAMTHITTA.

BY ADV. SRI.T.M.ABDUL LATHEEF

RESPONDENTS: (REPSONDENTS)
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1. PATHANAMTHITTA MUNICIPALITY,
REPRESENTED BY ITS CHAIRMAN,
PATHANAMTHITTA.

2. DISTRICT RIVER MANAGEMENT COMMITTEE,
REPRESENTED BY ITS CHAIRMAN, DISTRICT COLLECTOR,
PATHANAMTHITTA.

3. TAHSILDAR, KOZHENCHERY.

4. SIBI SREEDHAR,
S/O.SREEDHARAN PILLAI,
SUBRAHMANIYA VILASAM, AZHOOR,
PATHANAMTHITTA DISTRICT.

BY SMT.SADANA KUMARI FOR R4

THIS WRIT APPEAL HAVING COME UP FOR ADMISSION ON 02/05/2007, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

V.RAMKUMAR & T.R.RAMACHANDRAN NAIR, JJ.

W.A. No. 1130/2007

Dated this 2nd day of May, 2007

JUDGMENT

V.Ramkumar, J.

This Writ Appeal is filed against the interim order passed by the learned single Judge vacating the interim order stay enabling the additional fourth respondent to continue the sand mining in terms of the licence granted. The learned counsel for the appellant/petitioner submitted that the observation in the interim order to the effect that the opposition by the petitioner was without any bonafides was uncalled for.

2. That is only an observation made at the preliminary stage and we are sure that the said observation will not stand in the way of disposal of the writ petition on merit.

This appeal is accordingly dismissed.

V.RAMKUMAR,
JUDGE

T.R.RAMACHANDRAN NAIR,
JUDGE

mrcs